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FILED

April 16, 2009
STATE OF NEW JERSEY
BOARD OF MARRIAGE AND FAMILY THERAPY EXAMINERS
ALCOHOL AND DRUG COUNSELOR COMMITTEE

James T. L. Khan

STATE OF NEW JERSEY
DEPARTMENT OF LAW & PUBLIC SAFETY
DIVISION OF CONSUMER AFFAIRS
ALCOHOL AND DRUG COUNSELOR COMMITTEE
OF THE STATE BOARD OF MARRIAGE AND
FAMILY THERAPY EXAMINERS

IN THE MATTER OF THE
APPLICATION FOR CERTIFICATION
OF

:

Administrative Action

ANTHONY R. HENDERSON

:

CONSENT ORDER

TO PRACTICE ALCOHOL AND DRUG
COUNSELING IN THE STATE OF
NEW JERSEY

:

This matter was opened before the Alcohol and Drug Counselor Committee of the New Jersey State Board of Marriage and Family Therapy Examiners (hereinafter "the Committee"), upon review of Mr. Henderson's application for certification. In his application, respondent revealed that he had a significant criminal history, including a conviction for homicide in 1977, that occurred during a robbery in a fast food restaurant.

Respondent appeared before the Committee, pro se, on October 24, 2008 to discuss his criminal history, his treatment for alcohol and drug addiction, his more than twenty-five years of recovery, his rehabilitation and his work history. He testified that he served a twenty-five year term of imprisonment for homicide and is currently on parole for life. Respondent asserted that he has petitioned for removal from parole. Respondent related that during his term of imprisonment he changed his attitude about life, obtained a GED, completed educational courses, including a paralegal course, and

began studying music. Respondent indicated that all of his criminal conduct occurred while he was addicted to alcohol and drugs. Since his release from prison in 2000, he has not engaged in any criminal conduct and has changed his lifestyle to one of helping others, including working in the field of alcohol and drug counseling for more than four (4) years. He further testified that he "is working to become the respectable man that society expects him to be" and he has developed a support system. Additionally, two of his supervisors submitted letters of reference in support of his application for certification.

The Committee having reviewed respondent's application, criminal history, letters of recommendation, evidence of success in the field, evidence of sufficient recovery and his credible testimony and demeanor before the Committee; and having balanced his contributions and desire to practice with the Committee's need to protect the public and finding that the following disposition of this matter is adequately protective of the public, and other good cause appearing;

IT IS THEREFORE ON THIS 7th DAY OF April, 2009
ORDERED:

1. Respondent's application for certification is withdrawn at this time. Respondent shall be permitted to remain employed as an counselor-intern until he completes his term of parole. Respondent may reapply for certification at such time that he can provide documentation supporting his successful completion from the Parole Board.

2. Respondent shall be permitted to engage in alcohol and drug counseling as a counselor-intern with clinical supervision pursuant to N.J.A.C. 13:34C-6.2, with a supervisor pre-approved by the Committee. Respondent shall provide the Committee, in writing, the name of a supervisor qualified pursuant to N.J.A.C. 13:34C-6.2(a), the supervisor's license number and the written agreement of

supervision, within ten (10) days of the filing of this Order. The supervisor and any future approved supervisor pre-approved by the Committee, shall be provided with, agree to comply with, and sign, a copy of this Consent Order. The signed Consent Order shall be returned to the Committee directly by the supervisor within ten (10) days of being retained as a successor supervisor by Mr. Henderson.

3. At a minimum, the approved supervisor shall meet face-to-face with respondent a minimum of one hour session per week to review his client interactions and records. Additional supervision may be scheduled in the supervisor's discretion. The supervisor shall be required to submit semi-annual reports directly to the Committee describing the case reviews which shall include the number of hours of supervision per week, the number of client cases and records that were reviewed during supervision, the basis for the choosing the cases reviewed, the security and confidentiality of the records, an evaluation of the client cases and records, listing any deficiencies, recommended remediation, and shall address respondent's compliance with the supervisor's recommendations.

4. The supervisor shall immediately (within 24 hours of being made aware) report to the Committee in writing any indication that respondent is not capable of continued practice or has violated the statutes or regulations governing the practice of alcohol and drug counseling or has exhibited any indication of a relapse into substance abuse or poses any danger to his clients. An unfavorable report may be a basis for finding that respondent is in violation of this Order or such other action as this Committee deems appropriate.


5. In the event respondent changes supervisors or the supervisor terminates supervision of respondent, both Mr. Henderson and the approved supervisor shall notify the Committee in writing within five (5) days of the termination of supervision and the reason for termination of the supervision. Respondent shall be precluded from engaging in any practice of alcohol and drug counseling until

and unless he obtains approval of a new supervisor following notification to the Committee in writing of the name and license number of another supervisor qualified to supervise him pursuant to N.J.A.C. 13:34C-6.2(a).

6. In the event respondent petitions for certification as an alcohol and drug counselor, he shall submit a written request documenting that he has completed his term of parole. Respondent and his supervisor shall appear before the Committee, if so requested by the Committee, at which time the burden shall be on respondent to demonstrate to the Committee's satisfaction that he is fit and competent to practice as a certified alcohol and drug counselor, is capable of discharging the functions of a certified alcohol and drug counselor in a manner consistent with the health, safety and welfare of the public and has complied with the terms of this Consent Order.

7. Any deviation from the terms of this Order without the prior written consent of the Committee shall constitute a failure to comply with the terms of this Order. Upon receipt of any reliable information indicating that respondent has violated any of the terms of this Order, respondent's may be automatically suspended by the Committee from practicing as a counselor-intern. Respondent, upon five (5) days notice, may request a hearing to contest the entry of such order. At any such hearing the sole issue shall be whether any of the information received regarding respondent was materially false. In addition, the Committee reserves the right to bring further disciplinary action.

ALCOHOL AND DRUG COUNSELOR COMMITTEE
OF THE NEW JERSEY STATE BOARD OF
MARRIAGE AND FAMILY THERAPY EXAMINERS


By: Edward Reading
Committee Chair, LCADC

I have read the above order and I understand and agree to abide by its terms. Consent is hereby given to the Alcohol and Drug Counselor Committee of the Board of Marriage and Family Therapy Examiners to enter this Order.

Anthony Henderson
Anthony R. Henderson

I have read the within Order. I am qualified and agree to supervise Anthony R. Henderson as an alcohol and drug counselor-intern in accordance with the terms of this Order and to report to the Committee as indicated above.

Herbert Jones #37LC00147900

(Print name) License #
Supervisor
Telephone #
(including area code and extension number)

Darlene P. Kirby



DARLENE P. KIRBY
NOTARY PUBLIC OF NEW JERSEY
My Commission Expires Feb. 24, 2012